

Filed : June 10, 2002
Appl. No. : 10/069,429

REMARKS

Claims 11 and 20-22 have been rewritten in independent form including all limitations. Claims 1 and 10 have been canceled without prejudice. Claims 3-5, 9, 12, 13, 15 and 17-19 have been amended to ultimately depend on Claim 11. Claims 27-37 have been added. Support for the new claims can be found in the existing claims. Accordingly, Claims 3-37 are pending in this application. The amendments do not constitute the addition of any new matter to the specification. Applicant respectfully requests entry of the amendments and reconsideration of the application in view of the amendments and the following remarks.

Rejection of Claims 1-22 Under 35 U.S.C. § 112

Claims 1-22 have been rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement. The Examiner has asserted that the terms “alkaline dispersion liquid” and “a particle size of less than 100 nm” constitute new matter. Claim 1 has been canceled. Claims 11 and 20-22 have been rewritten in independent form including the limitations of the canceled Claim 1 except that the terms are deleted. The remaining claims have been amended to depend on Claim 11. Thus, it is respectfully requested that the rejection be withdrawn.

Rejection of Claim 20 Under 35 U.S.C. § 112

Claim 20 has been rejected under 35 U.S.C. § 112, second paragraph, with regard to the informalities set forth in the Office action. Claim 20 has been amended to correct the informalities, thereby obviating the rejection. It is respectfully submitted that the rejection should be withdrawn.

Rejection of Claims 1-10 and 12-19 Under 35 U.S.C. § 103

Claims 1-10 and 12-19 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Field et al. (US Patent 6,420,039B1).

Claim 1 has been canceled. Claim 2 was previously canceled. Claims 3-10 and 12-19 have been amended to depend on Claim 11 which is not rejected by the Examiner. Thus, this rejection is moot.

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Allowed Claims

Claims 23-26 have been allowed.

Claim Objection

Claims 11 and 20-22 have been objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Claims 11 and 20-22 would be allowable if rewritten or amended to overcome the rejection under 35 U.S.C. 112, second paragraph, set forth in this Office action.

These claims have been rewritten in independent form as satisfying above. Thus, Applicant respectfully requests withdrawal of this objection.

New Claims 27-37

Claims 27-37 have been added. These claims are dependent on either one of Claims 20, 21 and 23. Thus, it is respectfully requested that the new claims be allowed.

CONCLUSION

In light of the Applicant's foregoing Remarks, it is respectfully submitted that the present application is in condition for allowance. Should the Examiner have any remaining concerns which might prevent the prompt allowance of the application, the Examiner is respectfully invited to contact the undersigned at the telephone number appearing below.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: January 28, 2004

By:



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